

ILLINOIS POLLUTION CONTROL BOARD
November 3, 1994

CITY OF MORRIS,)	
)	
Petitioner,)	
)	
v.)	PCB 86-4
)	(Combined Sewer
ILLINOIS ENVIRONMENTAL)	Overflow Exception)
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by R.C. Flemal):

This matter is before the Board upon an amended petition for exception from the Board's combined sewer overflow (CSO) regulations filed by the City of Morris (Morris) on October 21, 1992.

Morris currently holds a temporary exception from the CSO regulations¹. In the instant petition Morris seeks to make the exception permanent.

Among recent developments was the filing on July 11, 1994 by Morris of additional information. By filing of October 31, 1994, the Illinois Environmental Protection Agency (Agency) now seeks leave to file a response. The Agency observes that information in the July 11 filing, plus other information which has come to the Agency's attention as recently as October 20, 1994, has caused the Agency to reexamine its earlier position in this matter. In particular, the Agency supports grant of the permanent CSO exception subject to conditions as set out in its October 31, 1994 filing.

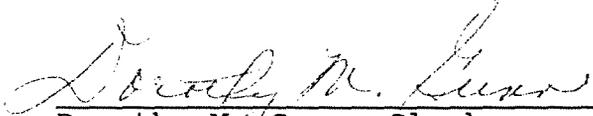
The Agency's Motion for Leave to File Agency Reply as filed on October 31, 1994 is hereby granted.

The Board hopes that these developments will now allow this matter to be brought to final resolution. Absent other developments, the Board accordingly intends to bring this matter to decision consistent with Board resources and time constraints.

IT IS SO ORDERED.

¹ The temporary exception was granted based on a petition filed in 1986. The Board has retained jurisdiction during the pendency of the temporary exception, which accounts for the continued use of the original docket number.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 3rd day of November, 1994, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board